

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
EASTERN DIVISION

RODNEY GAINES

PLAINTIFF

VS.

CIVIL ACTION NO. 4:05cv168-TSL-LRA

WAYNE COUNTY SHERIFF'S
DEPARTMENT, *et al.*

DEFENDANTS

ORDER OF DISMISSAL

The parties appeared before the Court on this date for a settlement conference and were able to reach a compromise and settlement of all pending claims in this matter. Accordingly, the Court being desirous of removing this matter from its docket;

IT IS, THEREFORE, ORDERED that this action be, and it is hereby dismissed with prejudice as to all parties. If any party fails to consummate this settlement within sixty (60) days, any aggrieved party may reopen the case for enforcement of the settlement agreement within ten (10) days; and if successful, all additional attorneys' fees and costs from this date shall be awarded such aggrieved party or parties against the party failing to consummate the agreement.

IT IS FURTHER ORDERED AND ADJUDGED that this matter having been concluded, all motions pending in this matter, if any, are hereby moot and accordingly dismissed.

SO ORDERED September 10, 2007.

s/Linda R. Anderson

UNITED STATES MAGISTRATE JUDGE